

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

**KATHY MAE HAWKINS, personal
representative for the ESTATE OF LEAFY
ANN LUNDIN,**

Plaintiff,

Case No. 3:24-cv-00502-AB

ORDER

v.

**KAISER FOUNDATION HEALTH PLAN OF
THE NORTHWEST dba KAISER PERMANENTE,
an Oregon nonprofit corporation, et al.,**

Defendants.

Before the court are Defendants Kaiser Foundation Health Plan of the Northwest, dba Kaiser Permanente's and Sungeyun David Cho's¹ motion [11] to dismiss and Kathy Mae Hawkin's unopposed motion [12] to remand this action to state court. The court GRANTS Ms. Hawkin's unopposed motion [12] and REMANDS this action to Clackamas County Circuit Court. Each party shall bear its own attorney's fees and costs related to the remand. Defendants' motion [11] to dismiss is DENIED as moot.

¹ The court previously granted Defendants Medronic, Inc.'s, Covidien LP's, Covidien Holding, Inc.'s, and Covidien Sales LLC's motion to dismiss Ms. Hawkin's only claim against them. **Dkt. No. 7.**

IT IS SO ORDERED.

DATED this 12th day of September 2024.

A handwritten signature in blue ink, appearing to read "Amy M. Baggio", is written over a horizontal line.

Amy M. Baggio
United States District Judge